

IN THE CRIMINAL COURT FOR DAVIDSON COUNTY, TENNESSEE  
AT NASHVILLE  
DIVISION I

2006 APR 12 PM 2:40

DAVID C. TOLLENCE CLERK  
*DT* DC

STATE OF TENNESSEE

V.

PERRY A. MARCH

CASE NOS: 99-B-1290  
2004-D-3113  
2005-D-2854

**ORDER**

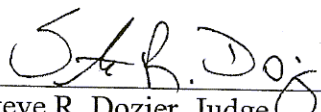
The Court has on multiple occasions consulted or discussed with all attorneys associated with these cases the Court's concern with public comments by attorneys of record which would be likely to expose potential jurors to unnecessary and possibly unethical information which could prevent all sides from obtaining a fair trial.<sup>1</sup> With the defendant's first jury trial less than one (1) week away, the media, on April 11, 2006, aired "details" of the deposition of the co-defendant and potential witness, Arthur March, when only attorneys and the defendants were present during the course of said deposition. Releasing any information of the deposition testimony of a prospective witness taken under circumstances mandating secrecy of its contents certainly violated Supreme Court Rule 8.

The Court is therefore required to issue this order prohibiting *any* discussion about these cases with any media outlets by all attorneys of record and anyone within their offices during the pendency of the above listed cases while they remain unresolved in this Court. This will assure both sides a fair trial, assist in more expeditious jury selection, and is required to assure fair trials for the defendant.

Entered this 12<sup>th</sup> day of April, 2006.

---

<sup>1</sup>These discussions, both in open court and at status conferences, occurred on September 22, 2005, mid-January 2006, February 6, 2006 and March 3, 2006. The Court has suggested review of Supreme Court Rule 8, RPC 3.6, provided copies of said rule to attorneys, discussed troubling statements made to the media by attorneys and expressed its desire to avoid issuing an order such as this.

  
Steve R. Dozier, Judge  
Criminal Court, Division I

cc: Tom Thurman  
Amy Eisenbeck  
Bill Massey  
Jon Herbison  
Ed Fowlkes  
Fletcher Long